IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

TUESDAY, THE 19TH JUNE 2007 / 29TH JYAISHTA 1929

WP(C).No. 18799 of 2007(S)

PETITIONER:

K.M.A. MAJEED,
TC.34/1579, SAW MILL ROAD, KOORKENCHERY P.O.,
THRISSUR-680007.

BY ADV. SRI.S.SAJU
SRI.U.SURESH

RESPONDENTS:
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1. STATE OF KERALA,
REP. BY ITS CHIEF SECRETARY,GOVERNMENT SECRETARIAT
THIRUVANANTHAPURAM.

2. REVENUE DEPARTMENT,
REP. BY ITS SECRETARY, THIRUVANANTHAPURAM.

BY SR. G.P. SRI D.ANIL KUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L. DATTU, C.J. & K.T. SANKARAN, J.

W.P.(C) No.18799 of 2007

Dated, this the 19th day of June, 2007

JUDGMENT

H.L. DATTU, CJ.

There are two prayers in this writ petition. The first one is to quash Ext.P1 and the second one is to direct the respondents to evict all illegal encroachments and to carry on the demolition drive in illegal structures irrespective of any classification.

2. In so far as the first prayer is concerned, the learned Senior Government Pleader appearing for the respondents would submit that the State Government has already withdrawn Ext.P1. We do not doubt the correctness or otherwise of the statement made by the learned Government Pleader. Therefore, the first prayer sought for by the petitioner does not survive for our consideration in this writ petition. Accordingly the same is rejected.

3. In so far as the second prayer is concerned, it is for the State Government and not for us to direct the State Government to evict all unauthorised occupants from the government properties. In that view of the matter, the second relief also requires to be rejected and it is rejected.

The writ petition is therefore dismissed. Ordered accordingly.

H.L. DATTU,
CHIEF JUSTICE.

K.T. SANKARAN,
JUDGE.

mt/-